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February 29, 2024

VIA ECF

Hon. Robert W. Lehrburger
United States Courthouse
Southern District of New York
500 Pearl Street, Room 1960
New York, NY 10007

**Re: *Pryimachenko v. Home Box Office, Inc., et al.* (Case No. 1:23-cv-10034)
Request To Serve and File in Hard Copy DVD
Pursuant To Electronic Filing Rule 5.2**

We represent Defendant Home Box Office, Inc. (“HBO”) in the above-captioned action. On March 6, 2024, we intend to file a motion to dismiss the First Amended Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. In support of that motion, we intend to refer to Episode 1 of the television series *Chernobyl*, which Plaintiff alleges infringes his audiovisual work, and is therefore essential to the Court’s assessment of the sufficiency of Plaintiff’s claims.

Pursuant to Rule 5.2 of the Electronic Case Filing Rules & Instructions, we therefore respectfully request permission to serve and file in hard copy a DVD containing Episode 1 of *Chernobyl*, which cannot be scanned and e-filed.

Respectfully,

DAVIS WRIGHT TREMAINE LLP

/s/ Carl Mazurek

Carl Mazurek

Copy to: All counsel via ECF